

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
NORTHERN DIVISION**

**OCTAVIOUS BURKS, JOSHUA BASSETT,
ON BEHALF OF THEMSELVES AND ALL
OTHERS SIMILARLY SITUATED**

PLAINTIFFS

VS.

CIVIL ACTION NO.: 3:14-cv-745-HTW-LRA

**SCOTT COUNTY, MISSISSIPPI; THE HONORABLE
MARCUS D. GORDON, in his official capacity;
THE HONORABLE BILL FREEMAN, in his official
capacity; THE HONORABLE WILBUR MCCURDY,
in his official capacity; MARK DUNCAN,
DISTRICT ATTORNEY for the 8th CIRCUIT COURT
DISTRICT, in his official capacity; MIKE LEE,
SCOTT COUNTY SHERIFF, in his official capacity**

DEFENDANTS

SCOTT COUNTY, MISSISSIPPI'S STATUS REPORT

COMES NOW, Scott County, Mississippi, by and through counsel, and in response to the Court's March 2, 2017 order, would show unto the Court as follows:

1. This suit arises out of the alleged post-arrest, pre-indictment incarcerations of Octavious Banks and Joshua Bassett. *CM/ECF Doc. No. 39, ¶ 1-2.*
2. On March 2, 2017, this Court issued an order requiring the parties to disclose to the Court whether "this case is still a live controversy or has been settled or is on the verge of settlement."
3. As required by this order, the defendants would state that this matter is still a live controversy.
4. Settlement is a possibility in this case at the current time.

WHEREFORE, PREMISES CONSIDERED, for the reasons stated hereinabove, Scott County, Mississippi affirmatively avers that this matter is a live controversy and is not on the verge of settlement at this time.

DATE: March 3, 2017.

Respectfully submitted,

SCOTT COUNTY, MISSISSIPPI

BY: /s/William R. Allen
One of Its Attorneys

WILLIAM R. ALLEN (MSB #100541)
ROBERT O. ALLEN (MSB #1525)
J. CHADWICK WILLIAMS (MSB#102158)
Allen, Allen, Breeland & Allen, PLLC
214 Justice Street
P. O. Box 751
Brookhaven, MS 39602-0751
Tel. (601) 833-4361
Fax (601) 833-6647
wallen@aabalegal.com
ballen@aabalegal.com
cwilliams@aabalegal.com

CERTIFICATE

I, the undersigned of Allen, Allen, Breeland & Allen, PLLC, hereby certify that on this day, I electronically filed the foregoing Status Report with the Clerk of the Court using the ECF system which gave notice of same to the following:

Brandon Buskey, Esq. - PHV
Ezekiel Edwards, Esq. - PHV
American Civil Liberties Union
Foundation, Inc.
125 Broad Street, 18th Floor
New York, NY 10004
bbuskey@aclu.org
eedwards@aclu.org
Attorneys for Plaintiffs

Charles B. Irvin, Esq.
ACLU of Mississippi
P.O. Box 2242
Jackson, MS 39225-2242
cirvin@aclu-ms.org
Attorneys for Plaintiffs

Cliff Johnson, Esq.
Pigott & Johnson, P.A.
775 North Congress Street
Jackson, MS 39202
cjohnson@pjlawyers.com
Attorneys for Plaintiffs

James W. Craig, Esq.
Louisiana Capital Assistance Center
636 Baronne Street
New Orleans, LA 70113
jim.craig@macarthurjustice.org
Attorneys for Plaintiffs

Justin L. Matheny, Esq.
MISSISSIPPI ATTORNEY GENERAL'S OFFICE
P. O. Box 220
Jackson, MS 39205-0220
jmath@ago.state.ms.us
Attorney for Defendant Gordon

Douglas T. Miracle, Esq.
MISSISSIPPI ATTORNEY GENERAL'S OFFICE
550 High Street, Suite 1200
Jackson, MS 39201
dmira@ago.state.ms.us
Attorney for Duncan

Daniel J. Griffith, Esq.
JACKS, GRIFFITH, LUCIANO, P.A.
P. O. Box 1209
Cleveland, MS 38732
dgriffith@jlpalaw.com
Attorney for Honorable Bill Freeman

This the 3rd day of March, 2017.

/s/William R. Allen
OF COUNSEL